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REALTEK SEMICONDUCTOR CORPORATION

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

3COM CORPORATION,

Plaintiff/Counterdefendant,

v.

D-LINK SYSTEMS INC.,

and

REALTEK SEMICONDUCTOR
CORPORATION,

Defendants/Counterplaintiffs.

Case No. C 03-02177 VRW

**STIPULATION AND ~~PROPOSED~~
ORDER AMENDING SCHEDULE**

1 WHEREAS, the parties agreed to a comprehensive pre-trial schedule during the February 6,
2 2007 Case Management Conference, but that schedule has not been entered in this action;

3 WHEREAS, as directed by the Court in its Order of March 27, 2007, and in response to
4 3Com's additional discovery requests served in April 2007, Realtek has produced documents
5 including driver code, source code, and technical and financial documents, and has more recently
6 produced a large quantity of emails that, pursuant to the parties' agreement, 3Com is in the process
7 of reviewing in their native format;

8 WHEREAS, both parties agree that under the circumstances there is a need for additional
9 time for both parties to complete fact and expert discovery;

10 WHEREAS, both parties have agreed to an extension of the current schedule which will
11 not require a modification of the hearing date on dispositive motions or of the date of trial; and

12 NOW, THEREFORE, THE PARTIES STIPULATE AND AGREE and respectfully request
13 the Court to order as follows:

14 1. The parties jointly propose the following schedule:

- 15 • August 20–24, 2007 – Continued deposition of Realtek 30(b)(6) witnesses
- 16 • September 14, 2007 – Expert reports on subjects for which the party bears the burden
17 of proof due
- 18 • September 24, 2007 – Close of fact discovery
- 19 • October 12, 2007 – Rebuttal expert reports due
- 20 • October 18, 2007 – Last day for parties to file dispositive motions
- 21 • November 1, 2007 – Close of expert discovery
- 22 • November 9, 2007 – Last day for parties to file oppositions to dispositive motions
- 23 • November 20, 2007 – Last day for parties to file replies to dispositive motions
- 24 • November 29, 2007 – Proposed hearing date for dispositive motions, subject to the
Court's availability
- 25 • December 11, 2007 – Last day to meet and confer re: Joint Pretrial Statement
- 26 • December 21, 2007 – Parties to file Joint Pretrial Statement
- 27 • January 8, 2008 – Pretrial Conference

- February 25, 2008 – Start of trial; scheduled for 5 trial days

Dated: July 31, 2007

SIMPSON THACHER & BARTLETT LLP

By: _____ /s/

Kerry L. Konrad (*pro hac vice*)

Attorneys for Plaintiff/Counterdefendant
3COM CORPORATION

Dated: July 31, 2007

AKIN GUMP STRAUSS HAUER & FELD LLP

By: _____ /s/

Elizabeth H. Rader

Attorneys for Defendant/Counterplaintiff
REALTEK SEMICONDUCTOR CORP.

Pursuant to General Order No. 45, Section X(B) regarding signatures, I attest under penalty of perjury that concurrence in the filing of this document has been obtained from Elizabeth H. Rader.

Dated: July 31, 2007

SIMPSON THACHER & BARTLETT LLP

By: _____ /s/

Kerry L. Konrad (*pro hac vice*)

Attorneys for Plaintiff
3COM CORPORATION

ORDER

IT IS SO ORDERED.

Dated: Aug 1, 2007

